IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 2446 OF 2007
IN
SUIT NO. 157 OF 1998.

Siddharth Coop.Credit Society Ltd. ... Plaintiff.
Versus.
Janakalyan Sahakari Bank Ltd. ... Defendant.

Ms.M.S.Shah i/by M/s.V.Deshpande & Co. for the Applicant/Defendant in support of Notice of Motion.

Ms.S.M.Poddar i/by Shri B.D.Jaiswal for the Plaintiff.

CORAM : ABHAY S.OKA, J.

DATED : 5th July, 2007.

P.C.:

1. Heard the learned Counsel appearing for the Plaintiff and the learned Counsel for the Defendant. Perused the affidavit-in-support. In the affidavit-in-support reasons have been assigned which explain the delay in filing the written statement. In my view, a case is made out for extending the time for filing written statement. Accordingly Notice of Motion is made absolute in terms of prayer clauses (a) and (b).

2. Written statement tendered by the learned Counsel appearing for the Defendant is taken on record. Hence office is directed to remove the suit from the caption of "Undefended suits for exparte decree".

Judge.